

Count Ex. # 36
3-13-18
12:00pm ID
MB

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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UNITED STATES OF AMERICA,	:	
	:	
- v. -	:	
	:	
JOSEPH PERCOCO,	:	16-CR-776 (VEC)
a/k/a "Herb,"	:	
PETER GALBRAITH KELLY, JR.,	:	<u>VERDICT FORM</u>
STEVEN AIELLO,	:	
JOSEPH GERARDI,	:	
	:	
Defendants.	:	
-----	X	

All jurors must agree on the answers to all of the questions. Please indicate your verdict with a check mark (✓).

COUNT ONE:
Conspiracy to Commit Extortion Under Color of Official Right

On the charge of conspiracy to commit extortion under color of official right, we the jury find the Defendant JOSEPH PERCOCO:

Not Guilty ✓ Guilty _____

If you find the Defendant JOSEPH PERCOCO guilty of Count One, you must answer the following question:

The object of the conspiracy charged in Count One was to commit extortion under color of official right by obtaining payments from:
(check one)

_____ CPV
_____ COR Development
_____ Both CPV and COR Development

COUNT TWO:
Extortion Under Color of Official Right

On the charge of extortion under color of official right, we the jury find the Defendant JOSEPH PERCOCO:

Not Guilty ✓ Guilty _____

COUNT THREE:
Conspiracy to Commit Honest Services Wire Fraud

On the charge of conspiracy to commit honest services wire fraud as to the alleged CPV scheme, we the jury find the Defendant JOSEPH PERCOCO:

Not Guilty _____ Guilty ✓

On the charge of conspiracy to commit honest services wire fraud as to the alleged CPV scheme, we the jury find the Defendant PETER GALBRAITH KELLY, JR.:

Not Guilty _____ Guilty _____ DEADLOCK

COUNT FOUR:
Conspiracy to Commit Honest Services Wire Fraud

On the charge of conspiracy to commit honest services wire fraud as to the alleged COR Development scheme, we the jury find the Defendant JOSEPH PERCOCO:

Not Guilty _____ Guilty ✓

On the charge of conspiracy to commit honest services wire fraud as to the alleged COR Development scheme, we the jury find the Defendant STEVEN AIELLO:

Not Guilty _____ Guilty ✓

On the charge of conspiracy to commit honest services wire fraud as to the alleged COR Development scheme, we the jury find the Defendant JOSEPH GERARDI:

Not Guilty ✓ Guilty _____

COUNT FIVE:
Solicitation of Bribes or Gratuities

On the charge of solicitation of bribes or gratuities as to the alleged CPV scheme, we the jury find the Defendant JOSEPH PERCOCO:

Not Guilty _____ Guilty ✓

COUNT SIX:
Solicitation of Bribes or Gratuities

On the charge of solicitation of bribes or gratuities as to the alleged COR Development scheme, we the jury find the Defendant JOSEPH PERCOCO:

Not Guilty ✓ Guilty _____

COUNT SEVEN:
Payment of Bribes or Gratuities

On the charge of payment of bribes or gratuities as to the alleged CPV scheme, we the jury find the Defendant PETER GALBRAITH KELLY, JR.:

Not Guilty _____ Guilty _____ DEADLOCKED

COUNT EIGHT:
Payment of Bribes or Gratuities

On the charge of payment of bribes or gratuities as to the alleged COR Development scheme, we the jury find the Defendant STEVEN AIELLO:

Not Guilty ✓ Guilty _____

On the charge of payment of bribes or gratuities as to the alleged COR Development scheme, we the jury find the Defendant JOSEPH GERARDI:

Not Guilty ✓ Guilty _____

COUNT NINE:
False Statements

On the charge of making false statements, we the jury find the Defendant STEVEN AIELLO:

Not Guilty ✓ Guilty _____

COUNT TEN:
False Statements

On the charge of making false statements, we the jury find the Defendant JOSEPH GERARDI:

Not Guilty ✓ Guilty _____

You are finished. The foreperson should ensure that each juror agrees with the answer to each question. If so, the foreperson should date and sign below.

Dated: 3/13, 2018 at 11:45 a.m./p.m.

Foreperson 